

SOUTHEAST METRO STORMWATER AUTHORITY  
acting by and through  
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION 19-03

Authorization for the Executive Director to Enter Into an Easement Agreement  
with ACWWA Including the Conveyance of a Permanent Easement to ACWWA

WHEREAS, SEMSWA has been organized to manage and maintain regional stormwater facilities within its boundaries; and

WHEREAS, the developer of the Randy Ross Tennis Center has proposed a new building and associated infrastructure improvements on Dove Valley Business Park Subdivision Filing No. 25, Lots 1 & 2; and

WHEREAS, Windmill Creek, a regional stormwater conveyance channel, traverses through Pond W-4, which is located on fee-simple property owned by SEMSWA; and

WHEREAS, the developer has proposed to construct a connection for the Randy Ross Tennis Center to the water line in Pond W-4; and

WHEREAS, SEMSWA staff has determined that construction of the proposed water connection will not harm Pond W-4; and

WHEREAS, the attached Exhibit "A-5" shows the boundaries of the easement in Pond W-4.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes the Executive Director of SEMSWA to enter into an Easement Agreement and to grant an easement to ACWWA for the water connection proposed by the Randy Ross Tennis Center.

SOUTHEAST METRO STORMWATER AUTHORITY  
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Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:  
Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor

# **EXHIBIT A-5**

## *ACWWA Easement*

### **LEGAL DESCRIPTION - ACWWA EASEMENT:**

That part of Tract J, The Greens at Cherry Creek Correction Plat as recorded at Reception No. A7129307, County of Arapahoe, State of Colorado situated in the Northeast Quarter of Section 19, Township 5 South, Range 66 West of the 6th Principal Meridian being more particularly described as follows:

**COMMENCING** at the found No. 5 Rebar with a red plastic cap (L.S. 16828) on the Western side of Tract J, the Greens at Cherry Creek Correction Plat (Rec. No. A7129307);

Thence S04°19'11"W, a distance of 126.59 feet;

Thence N86°33'50"W, a distance of 21.07 feet;

Thence along a curve to the right with  $\Delta=09^{\circ}14'49''$ , Radius = 798.00 feet, Arc Length = 128.79 feet, Chord Bearing = N13°44'37"E, and Chord Length = 128.65 feet; to the **POINT OF BEGINNING**;

Containing 1,556 Square Feet (0.036 Acres), more or less.

### **BASIS OF BEARINGS:**

Bearings are based on the Northerly Section line of the Northeast  $\frac{1}{4}$  of Section 36 between the found 3" brass disk at chiseled cross in 2.5' x 1.5' stone (L.S. 23899) and the found 3.25" Aluminum cap (L.S. 13155) with the bearing N89°44'28"E.

### **Prepared By:**

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Date: 11.27.18  
Job No: 17-114



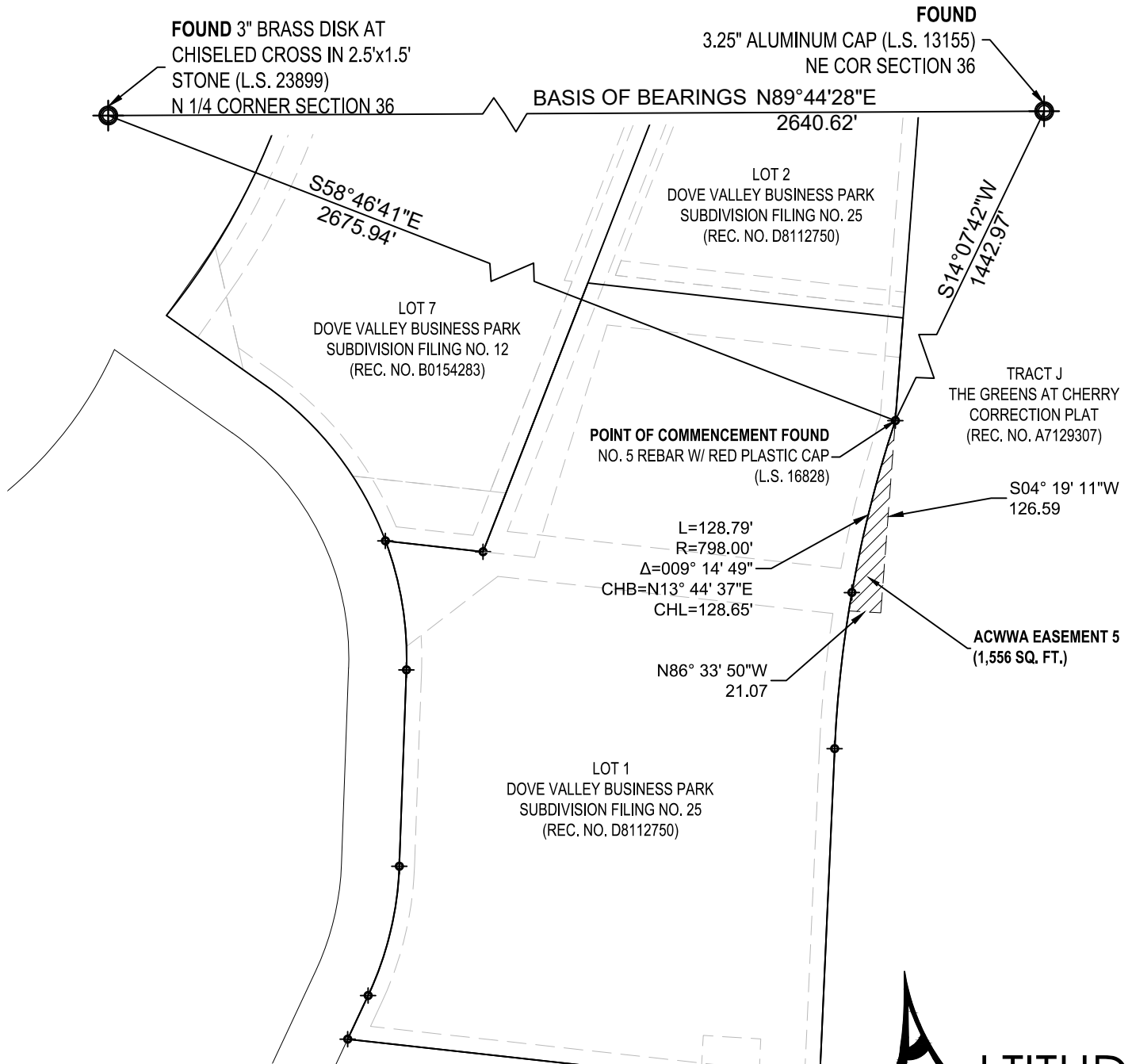
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# EXHIBIT A-5

## ACWWA Easement

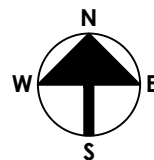


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ACWWA EASEMENT



Scale 1"=100'



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